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10/088,767	03/19/2002	Andrew Churchett	BRI -00063	2290

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EXAMINER

MASIH, KAREN

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Please find below and/or attached an Office communication concerning this application or proceeding.



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JAN 18 2007

In re Application of:
Andrew Churchett et al.
Serial No.: 10/088,767
Filed: March 19, 2002
Attorney Docket No.: BRI-00063

DECISION ON PETITION TO
WITHDRAW THE HOLDING
OF ABANDONMENT

This is a decision on the petition to withdraw the holding of abandonment under 37 C.F.R. § 1.181(a) filed on November 10, 2004.

The petition is **GRANTED**.


A Notice of Abandonment was mailed on August 20, 2004 holding the application to be abandoned for failure to timely file a response to the Office action mailed on June 3, 2003. However, it is apparent that there was no abandonment in fact. A review of the application file reveals that a timely response to the Office action of June 3, 2003 was filed on September 8, 2003 with a Certificate of Mailing dated September 3, 2003.

Accordingly, the Notice of Abandonment mailed August 20, 2004 is hereby **VACATED** and the holding of abandonment is withdrawn.

The technical support staff will process the response of September 8, 2003. The examiner then will consider the response and prepare an Office action based upon that response. Any inconvenience due to the inadvertent abandonment of the application is greatly regretted.

The terminal disclaimer filed on November 10, 2004 is not necessary and will not be processed. The terminal disclaimer fee under 37 C.F.R. § 1.20(d) will not be charged to applicant's deposit account.

Any inquiries regarding this decision should be directed to Edward Westin at (571) 272-1638.


Richard K. Seidel, Director
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